

Development (1935) Department

his SERIES.

G.O. No.	657
DATED	31 7 35-

[Despatch Abstract.]

Forests - Establishment - Ministerial Service - Promotions - Memorials
of J.P.D'Souza, Clerk, District Forest Office, Mangalore North - Orders
Passed.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	1507/176 1507/176						

C. No. 2016-1/35

Dev Department.

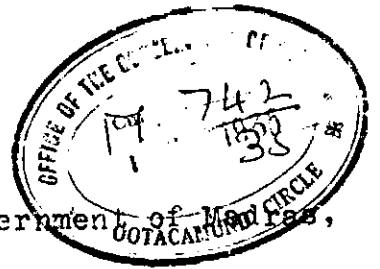
List of records put up.

Number.	Date.	Department.	Signature of Clerk putting up the paper	Signature of Clerk removing the paper
1169	6-9-30	Pub (w)	Sc	7
947	10-9-34	"	"	
256	23-2-34	Dev	G	

1
To

the Secretary to the Government of Madras,
Development Department,

M A D R A S.



Through

The District Forest Officer,
Mangalore North Division,

The Conservator of Forests,
Ootacamund Circle,

And

The Chief Conservator of Forests,
M a d r a s.

The Humble memorial of S. P. D'Souza,
Clerk, District Forest Office, Mangalore North
Division, Mangalore,

12th March 1935.

Subject: Establishment - Ministerial - S. P. D'Souza -
Clerk, District Forest Office, Mangalore
North - Withholding of promotion and fixing
of seniority - memorial - submitted.

Reference: Chief Conservator's Proceedings - Rout.
No. 52 dated 23rd January 1935.

Most respectfully sheweth:

That the memorialist who is the seniormost
clerk in the Lower Time-Scale of the Ootacamund Forest
Circle List respectfully begs to submit this memorial
against the orders of the Chief Conservator of Forests,
Madras, contained in his Proceedings Rout. No. 52 dated

23rd January 1935, confirming the Proceedings of the Conservator of Forests, Ootacamund Circle, Ref. No. M. 1877/33 dated 27-5-1934 withholding his promotion to the higher grade and depriving him of seniority over three juniors of his, on the ground that owing to ill-health he pleaded inability to go on transfer to Nilambur Division in an acting vacancy in the Upper Grade.

2. That with due deference memorialist humbly begs to urge that the Conservator's orders are unfair to him in the special circumstances of his case and are also opposed to the Statutory Rules in force at the time of his supersession in May 1934.

3. That the facts of the case are as follows:-

1) When memorialist was posted to act as temporary Timber Accountant in the District Forest Officer's Office, Nilambur, on 28th September 1933, he represented that he had not quite recovered from the effects of an attack of Albuminaria from which he had suffered in the year 1930 compelling him to go on leave for over one year and that he was still under treatment and diet which precluded his availing himself of the acting promotion which necessitated change of climate and diet. Memorialist's representation was supported by a Medical Certificate from a Registered Medical Officer who was treating him and he requested that his posting to Nilambur may be cancelled for the present.

Pages 35 and 36 of (F)

b19 g (F)
Pages 21 and 22 g (F)

b23 g (F)

b22 g (F)

3

-3-

p 279 (D)

8 279 (F) 1
p 319 (F)

mc

ii) On a requisition issued to the District Medical Officer, Mangalore, by the District Forest Officer, North Mangalore, at the instance of the Conservator, dated 21-11-1933, memorialist was examined by that officer and he certified that the heart appeared to be hypertrophied and the urine contained lot of albumen, that the memorialist was still in need of treatment and proper dieting and that he might be allowed to remain in Mangalore instead of being transferred to Palghat to which place memorialist was meanwhile posted. On the strength of that certificate the Conservator in his Ref. No. M. 2984/33 dated 13-12-1933 appointed his junior Mr. B. Venkatakrishna as Accountant in District Forest Office, Palghat.

35 and 368 (F)

iii) In his Proceedings Ref. No. M. 1877/33 dated 27-5-1934, the Conservator passed further orders, consequent on memorialist not being able on health grounds to accept the promotion offered to him outside Mangalore, (1) that three of his juniors who had been promoted to act in the higher grade (as Accountants in District Forest Offices) since his production of the medical certificate would continue to be his seniors, so long as they acted in that grade, and for the purpose of confirmation in that grade after a continuous service without break, assuming that a permanent vacancy occurred during the period of his disability; (2) that in the event of any or all of the above promoted men happening to be reverted for want of a vacancy, if a vacancy subsequently arose the claims of all individuals for promotion in that vacancy would be considered according to the order of seniority of

dated 10-8-1934), because he took the view that the transfer on promotion could not be effected in memorialist's own interest and the medical certificate meant that "for the whole period of his service he cannot be shifted from Mangalore, unless, the District Medical Officer at the Petitioner's or at the District Forest Officer's instance revised his opinion."

vi) On a requisition letter issued by the District Forest Officer, North Mangalore, on 22-8-1934, at memorialist's instance, the District Medical Officer has certified that the memorialist is fit to serve as an Accountant in the District Forest Offices of Ootacamund Circle without any detriment to his health.

vii) An appeal was submitted to the Chief Conservator of Forests on 23-11-1934 against the Conservator's orders, but that authority agreeing with the Conservator declined to interfere on memorialist's behalf. (vide his order Rout. No. 52 dated 23-1-1935).

4. That in the first place, memorialist begs to point out that the requisition sent to the District Medical Officer for his medical examination had reference to his physical inability to leave Mangalore on transfer in a particular vacancy outside the district and that his opinion that in view of memorialist's need of treatment and proper dieting and "in the interest of his health it is better that he is allowed to remain where he is." must be taken to apply to the exigency of transfer which had arisen. The Conservator's interpretation that the certificate "means that

Pages 9 to 14 y
p 707 (D)

p 7302 (F)

Magistrate's and Tahsildar's posts in the Revenue Department, for which he had qualified ^{himself} by passing all the required tests and by serving as Revenue Inspector for over four years.

6. That the above considerations apart. memorialist in his memorial mainly relies in support of it on Rule 14 (a) and (b) of the General Rules regulating Recruitment, Conditions of Service etc., of the Subordinate Services, as amended by the notification embodied in G.O. No. 1169 Public (Services) dated 6-9-1930. Memorialist's supersession is in no sense as a "punishment" to him or a special promotion of his juniors for "conspicuous merit and ability" as contemplated in clause (a); memorialist's case would, in the absence of the special reasons mentioned above, fall under clause (b) according to which "selection of qualified members of a service in a lower grade or class for trial in the higher grade or class shall be made in accordance with seniority." This provision was reiterated in G.O. No. 256 Mis. Development dated 23-2-1934, dealing with acting promotions in the Ministerial Service of the Forest Department, which insisted upon such promotions being given strictly in accordance with Rule 14(a).

7. That in the case now under appeal, the memorialist's juniors who were promoted in acting vacancies having since reverted to the lower grade, any future promotions, acting or permanent, should, memorialist begs leave to submit, ~~be~~ strictly according to seniority in the lower grade, and the admission of any preferential claim to promotion as having accrued

from their acting term, as ordered by the Conservator, would be a clear departure from the rule, which is evidently based on a fundamental principle, as in the new general rules sanctioned in G.O. No. 947 Public (Services) dated 10-9-1934, its spirit pervades every specific class of acting promotions contemplated in Rule 14, such as, clauses (c)(ii) and (e), in sub clauses (iv) and (v) of which, it is specifically laid down that a junior promoted in an emergency "shall be replaced as soon as possible" by the member of the service who is entitled to the promotion under the said rules, that he shall not be entitled to any preferential claim to future promotion and that if he is subsequently promoted he shall commence his probation from date of such subsequent promotion. Vide clause (g) also which, however, has no direct application to memorialist's case.

That the Government will be pleased to see that the interpretation of the rules by the Conservator, in their application to the memorialist's claims to future promotion, is directly opposed to the letter and spirit of Rule 14, besides being unfair to a subordinate of long and faithful service. The memorialist accordingly prays that the orders of the Conservator appealed against may be set aside and justice done to him. For which favour the memorialist will be ever grateful.

S. S. Sanga
Memorialist.

Enclosures:

- 1) Conservator's Order dated 27-5-1934.
- 2) Chief Conservator's Order dated 23-1-1935. P. T. O.

(T)

Pages 10 and 11
of ibid

Pages 11 and 12
of ibid

NO: 545-35
Forwarded through
the Committee of Forest
with a recommendation

M. S. S.
12/12/35
D. S. Sanga
Chief Conservator

Pages 10 and 11 info
P 12 info

3. Copy of Conservator's letter dated 10-8-1934 to the District Forest Officer, Mangalore North.

Pages 13 and 14
P 15 infra

4. Copy of medical certificate dated 10-10-1933 from a Registered Medical Practitioner.

P 16 infra

5. Copy of medical certificate dated 27-11-1933 from the District Medical Officer, South Kanara.

P 17 infra

6..Copy of medical certificate dated 28-8-1934 from the District Medical Officer, South Kanara.

Sobsonza
Memorialist

18
Ref. No. 712/33 dt. 21.3.1933.

Endorsement on the memorial of S. R. D'Souza, dated 12. .

Forwarded to the Chief Conservator of Forests, Madras.

2. My D.Dis. file No. 1877/33 (containing 82 pages)

is enclosed herewith.

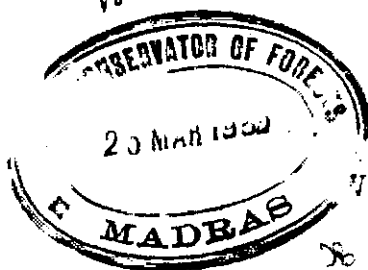
Enc:-D.Dis. file No. 1877/33.
Regd. post.

Forest Conservator's Office, (sd) G. C. Robinson,
Cotacamund Circle, Ag. Conservator of Forests,
Cotacamund, 21st March 1933. Cotacamund Circle.

(True copy)
(By order)

K. N. S. S. S.

Manager.



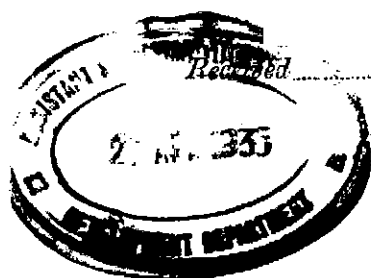
7.11.21/3

20
21/3

DEC 22

Forest DEPARTMENT.

C.F. 30.



192 Registered 192

Subject.

Establishment - Ministerial Service - Memorial of S.P.D'Souza,
Clerk, District Forest Office, Mangalore North Division.

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ENCLOSURES.

No. (1) Consr's
D. Dis. 1877/33,
d/10-8-34.
(2) C.C's Pro.
Spars. Rt, d/-23-1-35.

Refce. No. 2350/35-C2

Station Chepauk, Madras. Dated the 18th April 1935.

From (Name) T.A. Whitehead Esq., I.F.S.,
(Designation) Ag. Chief Conservator of Forests.

To The Secretary to the Government of Madras,

DEVELOPMENT Department

Sir,

PA 1-8-35

Refce:-Memorial of S.P.D'Souza, Clerk, District
Forest Office, Mangalore North Division, dated
12th March 1935.

Forwarded with the District Forest Officer's and
Conservator's endorsements and with the connected records.

P.S. 25.4

2. I have no recommendation to make on behalf of the
memorialist.

C. Chelvan
for Ag. Chief Conservator.

DKS/25.4.

25.4.35

20

C.No.2016 I/35.

DEVELOPMENT DEPARTMENT.

Memorial - S.P.D'Souza, Clerk - ~~Conservator's~~
District Forest Office - Mangalore North.

p1-8C-7
h. 19C-7

[From the memorialist dated 12th March 1935.
Endt. of the C.C.F.No.2350/35-C2 dated 18-4-35.]

- - - - -

h 19 (F)

h. 21-26 (F)

h 27 + 31 (F)

h 35-36 (F)

Please see the memorial at pp.1-8 c.f. The memorialist is the senior most lower division clerk of the Uotacamund circle and is working in the District Forest office, Mangalore North. In September 1933 he was appointed as Timber Accountant (upper-grade) in the D.F. Office, Nilambur. He did not join the post but asked for cancellation of the order as he was advised not to leave Mangalore for some time in the interest of his health. At the instance of the Conservator he was examined by the District Medical Officer, Mangalore on 27-11-1933 and that officer also certified that in the interest of the memorialist's health it was better that he was allowed to remain where he was. By 27-5-1934 three of the memorialist's juniors had been promoted to the upper grade and so on that date the Conservator passed orders defining the rights of the three promoted persons and the memorialist. The Conservator's orders are briefly as follows:

- (1) When the memorialist is ~~to~~ in future fit to serve outside Mangalore the three men promote over the memorialist will continue to be his seniors so long as they continue to act in the upper grade,
- (2) So long as memorialist continues medically unfit to serve outside Mangalore, if any or all the

24

the promoted men happen to be reverted for want of vacancy, subsequent vacancies that arise will be filled by the reverted persons according to seniority.

(3) As no limit of time is specified in the medical certificate it will be taken that he is unfit to serve outside ^{Mangalore} ~~Malabar~~ for the whole of his service till the District Medical Officer ^{revises} ~~reverses~~ his opinion, and

(4) If the memorialist is later on certified to be fit for service outside Mangalore his ~~his~~ claims will then be considered along with reverted men in subsequent vacancies arising after the date of the certificate, acting service in the higher grade counting in favour of persons who passed over memorialist.

After the receipt of these orders the memorialist was again examined by the District Medical Officer on 28-8-1934 at his instance and certified to be fit for duty outside Mangalore. On 28-11-1934 he appealed to the Chief Conservator against the Conservator's ~~order~~ order. But the Chief Conservator declined to interfere.

The memorialist now brings to notice that all the promoted persons have since reverted to the lower grade and requests that the Conservator's orders should be set aside and that future promotion should be made strictly in the order of seniority in the lower grade. His contention is that in filling future vacancies in the upper grade he must be given preference ^{over} to the promoted persons who have since reverted to the lower grade, as he was prevented on medical grounds from joining the upper grade post offered to him in 1933. He considers that the promotion given to his juniors must be governed by Cl. (e) of Rule 14 of the General Rules for

h 73 (F)

(D)

Para 7 / 7-8
C-7

967826 (T)
10934

Surely it was up to him
 to prove himself fit if
 he had recovered

Page 31 (F)

(T)

Subordinate Services.

The proper course for the Conservator was to consider the memorialist's plain, or at least ascertain his fitness for duty outside Mangalore, when the second vacancy was filled up. Though the Conservator was not justified in thinking that the District Medical Officer's certificate meant that memorialist was indefinitely unfit for duty outside Mangalore it is highly doubtful whether the promotions of ^{memorialists'} numerous juniors can ^{now} be brought under the emergency provisions contemplated by Cl (e) of Rule 14 of the General Rules. The order appealed against was passed after memorialist had been Super-
ceded three times. Public may be requested to advise.

8535 I don't think the memorialists
are as stupid. When the
memorialists did not accept the action
taken on grounds of health, the
decision was promulgated and they
have earned a right for consideration
in these posts or for reappointment
after reversion.

The memorialists can be
considered for a higher grade and
after the clearing of the other men
who have already been applied to these
posts have been satisfied. RK
9335 J.

23

The case seems to me to be arguable
either way. It is a technical point
for which there are possibly precedents, &
I should be obliged if Public Works advise

274

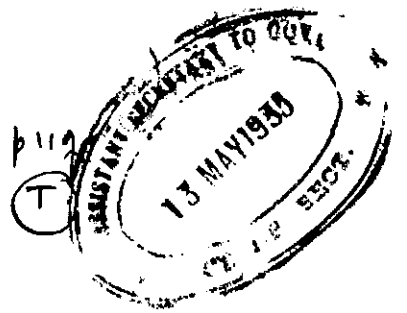
Public (Services)

14/5

Dem No 2016-1/35
10-5-3

Public Dept

Please see the notes at p 1-4
above under rule 14(d)(i)
of the revised general rules for
subordinate services, the
promotion of a member of a
service from one category to
another shall, as regards probation,
be treated in the same way
as a first appointment to
the service in the latter category



and the application of rule 3 (except
sub-rule (b) thereof), and of
rules 9 and 11 shall, ^{mutatis} mutandis
apply, under rule 3 (e)

p 49 (T)

a vacancy in any category
(not being a vacancy which
should be filled by direct
recruitment) shall not be
filled by the appointment
of a person who has not yet
completed probation in such
category when so approved

probationers or a probationer therein is available for such appointment. It is therefore subd that the memorialist who has not yet commenced probation in the category of Accountant cannot be appointed to that category when there are probationers who have already acted in that category available for such appointment.

2 It may also be mentioned that the appointments of the memorialist's junior to the post of Accountant when the memorialist was not available for such appointment were in order. More appointments are not emergency appointments under rule 14 (e)

~~Another point may be~~
3 Another point may also be mentioned. A vacancy arises when the memorialist's junior are acting in the post of Accountant and the

S
20/5

Pls
21/5

p" of (T)

Pls
21/5

memorialist is appointed, then ~~he~~ he becomes a probationer and discharge for want of vacancies is governed by rule 3 (f) (ii) - the order of discharge is, first, probationers in order of juniority and second, approved probationers in order of juniority seniority and juniority are determined by the dates of first appointment. Of those who are junior to the memorialist ~~are~~ have not completed probation in the category of Accountant, ~~and~~ but continue still to be probationers, they ^{may} ~~will~~ be discharged before the memorialist, though they were appointed to the post of Accountant before the memorialist. Their confirmation in the category of Accountant should be regulated by rule 11 (b) and the proviso thereto.

p 4 of (T)

13

then
A

Per
24/5

p 9 of
(T)

With the above remarks the file may be returned to

Secy
A.R. 18/5/51

is determined
 probationers inter se by the date of
 first appointment to the Service (or class)
 and not by the date ~~when~~ of Commencement
 of probation in that higher category.
3 There is yet a third stage when his
 junior by virtue of ~~their~~ having completed
 probation in the higher category due to
 their earlier appointment but, might
 become 'approved probationers' while
 the remainder might still be only a
 probationer who would have to complete
 probation. According to Rule 3(f) the
 General Rules the Order of his charge lays
 down that probationers should be
 discharged before approved probationers
 for want of vacancies. The position
 appears to be a little anomalous but
 it appears to be the only one warranted
 by the statutory rules.

4 We may perhaps advise Orders
 in the linked file above before the
 C.F. is informed of the position in this case.

Sir
 10685 J A/r/b

To Asst Secy.

Please see the decision in the top file
 The position may now be explained

* Referred

top file
 decided.

The problem is as stated at p 6 ante
General
under rule 13 d (ii) as it stands at
present. It was so worded at the time of its inclusion
in the Bill. The question of amending this rule is not another

32

C.F.17.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying ..		
When copied ..	2/17	
When examined ..		
When signed ..		
When despatched.		

16/3/17

SUBJECT:

FORESTS - Establishment - Ministerial Service - Promotions - Memorial of S.P. D'Souza - Clerk - District Forest Office Mangalore North - Orders passed.

READ AGAIN _____, dated _____ 19____.

" " _____ 19____.

READ ALSO: - /35
No. 2016-1/ From the Memorialist No. _____, dated 12-3- 1935.

_____ Endt. of the C. C. F. _____, 2350/35-C2, 18-4-1935.

" " _____ 19____.

Order Ms. Resolution Rout. No. 1054, dated 31 _____ 7 _____ 1935.

- PP 1-8-1.
- P. 19-1.

(T)
P 119 80 9.47 Pub (S4)
10-9-34
P. 119 4th

The appointment of the memorialist's juniors as Accountant, when the memorialist was not available for such appointment, was in order and such appointments are not emergency appointments under Rule 14 (e) of the General Rules for Subordinate Services. Under Rule 3(e) of the General Rules for Subordinate Services the memorialist who has not yet commenced probation in the category of Accountant, cannot be appointed to that category when probationers who have already acted in

that

33 ~~7~~

that category are available for such appointment. The petitioner's claim for appointment to the higher category should be considered when an opportunity occurs.

2. The Chief Conservator of Forests is requested to send a reply to the memorialist.

G.N.
19/6.
S.G.A.
20/6/35.
M.K.
29/7/35.

*Appl. min 2 file
Mr. 1. 6. 35*

To the C.C.F. with records returned.
Conservator's D.Dis.1877 of 33. (F)
C.C's Pro.52 Rt,d/23-1-35. (D)

~~27-1~~

35

Dev. Dept.

Ord. No. 219-736, 25.1.36

Establishment - Ministerial

Service - Memorial of S.P.

D' Souza - Clerk, Lt. Forest

Officer, Mangalore North Div.

Ref. from the C.C.F. No. 100-36-C

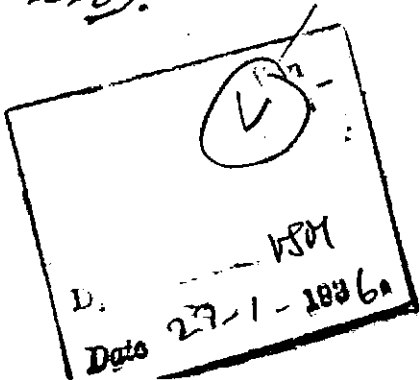
27-11-1936.

LICF.

The enclosures referred
to are returned

RL
25/1/36

I
the C.C.F. (with ✓
from 10 to 17 of No. 1053 dated
31-7-35
retd).



h
24/1/36.
Var
24/1/36

Noh

After issue the papers may be
filed with the Gov. at (V)

h
24/1/36 Var
24/1/36

198.11.10

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To

The Secretary to the
Government of Madras,
Development Department,
M a d r a s.

Through

The District Forest Officer,
Mangalore North Division.

The Conservator of Forests,
Ootacamund Circle,

The Chief Conservator of Forests,
M a d r a s.

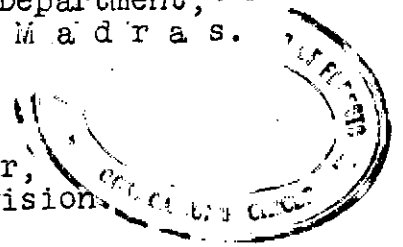
The humble petition of S.P.
D'Souza, clerk, District
Forest Office, Mangalore
North Division, Mangalore,
Dated the 29th February 1936.

Most Respectfully represents:-

That the petitioner who is the senior most clerk
in the lower time scale of the Ootacamund Circle Forest
list submitted a memorial dated 12th March 1935 to —
Government against the orders of the Chief Conservator
of Forests, Madras, contained in his Proceedings Rout.No.
52 dated 23rd January 1935 confirming the proceedings of
the Conservator of Forests, Ootacamund Circle, Ref.No.M.
1877/33 dated 27-5-1934 withholding his promotion to the
higher grade and depriving him of seniority over 3 juniors
of his, on the ground that owing to ill-health at a
particular time he had to reluctantly express his inability
to go on transfer to Nilambur Division in a particular
temporary acting vacancy in the upper grade.

2. That the petitioner has not received from
Government either direct or ^{through} ~~(through)~~ his superior officers
a copy of the order passed on his memorial. The Conser-
vator of Forests, Ootacamund Circle against whose orders
he had submitted the memorial has, however, passed orders
on the memorial to the effect that "Government have --
ordered that under Rule 3 (e) of the General Rules for

P.T.O.



~~2~~ 37

Subordinate services the memorialist, who has not yet commenced probation in the category of Accountant, cannot be appointed to that category when probationers who have already acted in that category are available for such appointment". (Vide his proceedings D.Dis.No.742-35 M dated 13-8-1935 copy of which is enclosed).

Page 4

3-119 to 1960 Rev
20-8-35

(L)

3. That on the petition dated the 20th June 1935 addressed to Government by the petitioner to take him over to the Revenue Department in view of his having qualified for the post of Stationary Sub-Magistrate or Deputy Tahsildar, the petitioner received two copies of G.O. No. Mis. 1960 Revenue dated 20-8-1935 passed on the petition - one direct from Government through the Board of Revenue and the Collector of South Kanara and the Chief Conservator of Forests, Madras, communicated a copy of it through the Conservator of Forests, Cotacamund Circle.

(J)

Page 5

4. That an exception having been made in the usual procedure in the present case, the petitioner applied to the Conservator of Forests, Cotacamund Circle on 12-12-35 to furnish him with a copy of G.O. No.1059 Mis. Development dated 31st July 1935 said to have been passed on his memorial but the Conservator in his order Ref.No.M.3507/35 dated 4-2-1936 (copy enclosed) has informed the petitioner that he has no authority to comply with his request.

(M)

(K)

5. That moreover the petitioner finds that the rules quoted in the Conservator's order D.Dis.742-35-M dated 13-8-1935 came into force only from 1-10-1934 and cannot have retrospective effect in respect of orders passed at the time of petitioner's supersession in May 1934 when the rules contained in G.O.No.712 (Public) dated 2-7-1929 as amended by the notification embodied in G.O.No.1169 Public (Services) dated 6th September 1930 were in force.

~~4~~ 39

Proceedings of the Conservator of Forests, Ootacamund Circle.
G.C. Robinson, Esq., I.F.S., Acting Conservator of Forests,
Ootacamund Circle.

D.Dis.No.742/35/M dated 13th August 1935.

Read--the following:-

PP-89 (J)

1. Memorial dated 12th March 1935 from S.P. D'Souza, Clerk, District Forest Office, Mangalore North Division to Government.
- (J) 2. G.O. No.1059 Ms. Dev., dated 31st July 1935.
3. Other connected records.

ORDER.

The Government have ordered that the appointment of the memorialist's juniors as Accountant, when the memorialist was not available for such appointment, was in order and such appointments are not emergency appointments under Rule 14(e) of the General Rules for Subordinate Services. They have added that under Rule 3(e) of the General Rules for Subordinate Services the memorialist, who has not yet commenced probation in the category of Accountant, cannot be appointed to that category when probationers who have already acted in that category are available for such appointment. Therefore, the petitioner's claim for appointment to the higher category will be considered in accordance with my proceedings, Ref.No.M. 1877/33 dated 27th May 1934.

(Sd) G.C. Robinson,
Ag.Conservator, Ootacamund Circle.

Copy to the memorialist (S.P. D'Souza), through the District Forest Officer, Mangalore North.

Copy to the District Forest Officer, Mangalore North.

(True copy)

S.P. Souza
29.2.1936

~~5~~ 40

Copy of Ref.No.M.3507/1935, dated 4th February 1936 from the Conservator of Forests, Ootacamund Circle, Ootacamund, to the District Forest Officer, Mangalore North.

Reference:- Your N.Dis.No.2653/1935 dated 13-12-1935 forwarding the petition of clerk S.P. D'Souza.

When passing orders on the memorial of the petitioner, the Government directed the Chief Conservator of Forests to give a reply to the memorialist, and this has been done. There is, therefore, no authority for me to comply with the petitioner's request in para (1).

2. The six enclosures referred to in his para (2) are returned and may be forwarded to the petitioner.

Ref.A.1.401/1936.

Copy communicated to clerk S.P. D'Souza with the enclosures.

Mangalore, dated 18-2-1936.

Sd. E.V. Padmanabha Pillai,
District Forest Officer,
Mangalore North.

(True Copy)

Sd. D'Souza
29.2.1936

Received



192

Registered

192

Subject.

Establishment-

Ministerial service - S.P.D'Souza, clerk,

District Forest Office, Mangalore North Division

Memorial to Government.

ENCLOSURES.

No. Memorial and
its enclosures
in original

Spare copies

Reference No. 2409-36-C2.

Station Madras.

Dated the 26th March 1936

From (Name) T.A. Whitehead Esq., I.F.S.,

(Designation) Ag. Chief Conservator of Forests.

To The Secretary to the Government of Madras,

Development Department.

Sir,

P. C. L.

Ref: Memorial from S.P.D'Souza, clerk, District Forest Office, Mangalore North division.

dated 29.2.36

Forwarded.

2. The previous memorial was disposed of in G.O.No. Mis.1059 Dev., dated 31-7-1935. This was communicated to the Conservator with instructions to send a reply to the memorialist and he has done so in his Proceedings D.Dis.

No.742/35/M, dated 13-8-1935 - copy enclosed.

RECEIVED
27 MAR 1936

oav.25.3

M.F. Bridge 27.3.36
Jr Ag. Chief Conservator.

27.3.36

42

Dev. Dept.

C no 1507 I/36

Petition from S. P. D'souza - clerk - D. F. Office
Mangalore North

PP 1-3 cf

P 6 cf

Petition dated 29-2-1936

Endt of the C.C. F. no 2409-36-c2 dt 26-3-36

To AS

Please see the petition at P.P 1-3 cf. and
the C.C. F. endt therein at P. 6 cf. The

para 6 p. 3 cf.

(J)

request in the petition is that a copy
of G.O. no 1059 Dev., dt 31-7-35, may be
furnished to the petitioner, to enable him
to memorialize His Excellency against the
orders contained therein. In the G.O. the

para 2 P. 33 did

PP 1-8 did

C.C. was asked to send a reply to the petitioner
with ref. to his memorial to Govt dt 12-3-1935
and this has been done - vide para 2

A copy of the order sent to the petitioner by post, enclosed,
of the C.C. F. endt at P. 6 cf. There seems to be
no objection to furnishing a copy of the G.O.

to the petitioner as prayed for. Subject to orders
a draft endt is submitted for approval.

After issue the papers may be stitched with

(J)

G.O. 1059 dt 21-7-35.

Issue

RE
146.

8/8-4-36
AIR
12-4-36

ARGH

~~18/10/4~~

19
16/11/4
PP 1-3 of

26
17.4.36

(J)

to the petitioner thro' the C.C.F. ✓
with a copy of 1059 of 31-7-35
C.C.F. with ref. to his (J)
end: no 2409-36-c2 of 26.3.36

P.B.C.

43

Dev. Dept.

Petition dated 29.2.36 from
S. P. D'Souza, clerk D. F. Office
Mangalore North

End: no 1507 I/36-1 of 5-4-36

A copy of go. no. 1059 of
31-7-1935 is furnished

Issue

RK
14.4.

17/8.4.36.

JAR
10436